

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF DELAWARE

In re: ) Chapter 11  
W. R. GRACE & CO., et al. ) Case No. 01-01139 (JKF)  
Debtors. ) (Jointly Administered)  
                                  ) Re Docket Nos. 15308, 15311, 15314,  
                                  ) 15316, 15318, 15320, 15322, 15324,  
                                  ) 15326, 15328, 15330, 15332, 15334,  
                                  ) 15336, 15338, 15340, 15342, 15344,  
                                  ) 15346, 15347, 15350, 15352, 15354,  
                                  ) 15356, 15358, 15360, 15362, 15364,  
                                  ) 15366, 15370, 15373, 15376, 15380,  
                                  ) 15384, 15386, 15388, 15391, 15394,  
                                  ) 15396, 15398, 15400, 15403, 15407,  
                                  ) 15410, 15210, and 15209

---

**COUNTER-DESIGNATION OF ITEMS TO BE INCLUDED IN THE RECORD ON  
APPEAL OF THE BANKRUPTCY COURT'S ORDER DISALLOWING 71  
UNAUTHORIZED SPEIGHTS & RUNYAN CLAIMS**

The above-captioned Debtors, by and through their counsel, pursuant to Federal Rule of Bankruptcy 8006 and Local Rule 8006-1, in connection with the Appellants' Notices of Appeal (Dkt. Nos. 15308, 15311, 15314, 15316, 15318, 15320, 15322, 15324, 15326, 15328, 15330, 15332, 15334, 15336, 15338, 15340, 15342, 15344, 15346, 15347, 15350, 15352, 15354, 15356, 15358, 15360, 15362, 15364, 15366, 15370, 15373, 15376, 15380, 15384, 15386, 15388, 15391, 15394, 15396, 15398, 15400, 15403, 15407, and 15410) of the Bankruptcy Court's April 17, 2007 Order Expunging 71 Asbestos Property Damage Claims for Failure to Establish Written Authority Prior to the Bar Date (Dkt. No. 15210) and the Memorandum Opinion relating thereto

(Dkt. No. 15209), set forth this Counter-Designation of items to be included in the records on appeal.<sup>1</sup>

<b>Additional Items to be Included in the Record on Appeal</b>			
	<b>Date</b>	<b>Bankruptcy Dkt. No.</b>	<b>Description</b>
1	February 25, 2002	1793	Transcript of hearing
2	April 12, 2002	1926	Revised bar date notice plan
3	April 12, 2002	1927	Asbestos PD proof of claim form and related materials
4	April 15, 2002	1930	Affidavit of services of bar date notice plan, proof of claim forms, and related materials
5	April 22, 2002	1960	Order setting bar date for Asbestos PD Claims.
6	June 21, 2002	2382	Declaration of service of bar date notice packages.
7	June 21, 2002	2274	PD Committee motion to amend bar date order
8	July 22, 2002	2503	Transcript of hearing
9	September 23, 2002	2745	Amended order setting bar date for Asbestos PD Claims
10	October 10, 2003	4564	Amended declaration of service of bar date notice packages.
11	July 19, 2004	6005	Order granting Debtors leave from Local Rule 3007-1
12	December 29, 2004		Letter from party notifying Debtors that Speights & Runyan filed a claim on their behalf without authorization.
13	January 21, 2005	7097	Order setting protocols for litigating asbestos-related claims
14	June 17, 2005	8640	Debtors' Twelfth Omnibus Objection
15	July 1, 2005	8907	Deposition notice of Speights & Runyan
16	July 1, 2005	8908	Deposition notice of Dan Speights
17	July 1, 2005	8909	Deposition notice of Amanda Steinmeyer

<sup>1</sup> Debtors submit a single counter-designation on account of the 44 notices of appeal. The 44 claims at issue were filed by a single law firm and disallowed in a single Bankruptcy Court order. Accordingly, Debtors request that the Court consolidate the appeals for purposes of briefing and argument.

<b>Additional Items to be Included in the Record on Appeal</b>			
18	July 6, 2005	8947	Anderson Memorial Motion for Protective Order
19	July 6, 2005	8947	Motion for protective order regarding the depositions of claimants allegedly represented by Speights & Runyan
20	July 18, 2005	9006	Withdrawal of Motion for protective order regarding the depositions of claimants allegedly represented by Speights & Runyan
21	July 18, 2005	9008	Motion for leave to file Debtors' 13th omnibus objection
22	July 26, 2005	9070	Motion to quash the depositions of Dan Speights and Amanda Steinmeyer
23	August 29, 2005	9300	Order granting Debtors leave to file their 13th omnibus objection
24	September 19, 2005	9473	Order setting date for response to 15th omnibus objection
25	October 7, 2005	9607	Speights & Runyan's Response to 13th omnibus objection
26	November 10, 2005	11035	Order setting argument on certain Asbestos PD Claims
27	December 2, 2005	11245	Debtors' brief in opposition to Anderson Memorial's motion for class certification
28	January 13, 2006	11547	Brief describing the purpose that publication notice served in the Debtors' bar-date notice-program
29	February 3, 2006	11712	Debtors' brief in further support of the disallowance of 71 claims
30	April 5, 2006	12206	Affidavit of Katherine Kinsella/Novak Communications, Ltd. filed by Debtors in support of the Debtors' notice program
31	July 24, 2006	12919	Transcript of hearing
32	August 21, 2006	13077	Transcript of hearing
33	March 30, 2003	N/A	Claim No. 10516 (as amended)
34	March 30, 2003	N/A	Claim No. 10523 (as amended)
35	March 30, 2003	N/A	Claim No. 10533 (as amended)
36	March 30, 2003	N/A	Claim No. 10534 (as amended)
37	March 30, 2003	N/A	Claim No. 10668 (as amended)
38	March 30, 2003	N/A	Claim No. 10672 (as amended)
39	March 30, 2003	N/A	Claim No. 10673 (as amended)
40	March 30, 2003	N/A	Claim No. 10696 (as amended)

<b>Additional Items to be Included in the Record on Appeal</b>			
41	March 30, 2003	N/A	Claim No. 10700 (as amended)
42	March 30, 2003	N/A	Claim No. 10722 (as amended)
43	March 30, 2003	N/A	Claim No. 11066 (as amended)
44	March 30, 2003	N/A	Claim No. 10746 (as amended)
45	March 30, 2003	N/A	Claim No. 10747 (as amended)
46	March 30, 2003	N/A	Claim No. 10762 (as amended)
47	March 30, 2003	N/A	Claim No. 10767 (as amended)
48	March 30, 2003	N/A	Claim No. 10789 (as amended)
49	March 30, 2003	N/A	Claim No. 10947 (as amended)
50	March 30, 2003	N/A	Claim No. 10998 (as amended)
51	March 30, 2003	N/A	Claim No. 11003 (as amended)
52	March 30, 2003	N/A	Claim No. 11018 (as amended)
53	March 30, 2003	N/A	Claim No. 11046 (as amended)
54	March 30, 2003	N/A	Claim No. 11226 (as amended)
55	March 30, 2003	N/A	Claim No. 11106 (as amended)
56	March 30, 2003	N/A	Claim No. 11144 (as amended)
57	March 30, 2003	N/A	Claim No. 11110 (as amended)
58	March 30, 2003	N/A	Claim No. 11124 (as amended)
59	March 30, 2003	N/A	Claim No. 11128 (as amended)
60	March 30, 2003	N/A	Claim No. 11133 (as amended)
61	March 30, 2003	N/A	Claim No. 11151 (as amended)
62	March 30, 2003	N/A	Claim No. 11158 (as amended)
63	March 30, 2003	N/A	Claim No. 11179 (as amended)
64	March 30, 2003	N/A	Claim No. 11153 (as amended)
65	March 30, 2003	N/A	Claim No. 11200 (as amended)
66	March 30, 2003	N/A	Claim No. 11722 (as amended)
67	March 30, 2003	N/A	Claim No. 11257 (as amended)
68	March 30, 2003	N/A	Claim No. 11262 (as amended)
69	March 30, 2003	N/A	Claim No. 11384 (as amended)
70	March 30, 2003	N/A	Claim No. 11389 (as amended)
71	March 30, 2003	N/A	Claim No. 11422 (as amended)
72	March 30, 2003	N/A	Claim No. 11550 (as amended)
73	March 30, 2003	N/A	Claim No. 11555 (as amended)
74	March 30, 2003	N/A	Claim No. 11572 (as amended)
75	March 30, 2003	N/A	Claim No. 11689 (as amended)
76	March 30, 2003	N/A	Claim No. 11701 (as amended)
77	March 30, 2003	N/A	Claim No. 11703 (as amended)

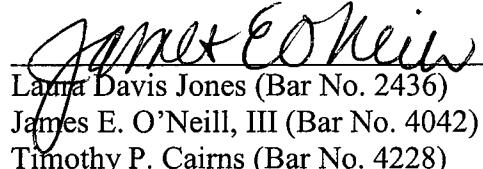
Dated: May 17, 2007

Respectfully submitted,

KIRKLAND & ELLIS LLP  
David M. Bernick, P.C.  
Janet S. Baer  
Lisa Esayian  
Samuel L. Blatnick  
200 East Randolph Drive  
Chicago, Illinois 60601  
(312) 861-2000

and

PACHULSKI STANG ZIEHL YOUNG JONES  
& WEINTRAUB LLP

  
Laura Davis Jones (Bar No. 2436)  
James E. O'Neill, III (Bar No. 4042)  
Timothy P. Cairns (Bar No. 4228)  
919 North Market Street, 17th Floor  
P.O. Box 8705  
Wilmington, DE 19899-8705  
(302) 652-4100

Co-Counsel for the Debtors and Debtors in  
Possession